

## United States Bankruptcy Court - Northern District of Alabama

CASE NAME: BELLE FOODS, LLC CASE NO.: 13-81963-JAC11 MONTH ENDING: 7/28-8/24/2013

Operating reports are to be filed monthly, in duplicate, with the  
Bankruptcy Clerk's Office by the 15<sup>th</sup> of each month

## BUSINESS DEBTOR'S AFFIRMATIONS

1. YES  NO  All post petition business taxes have been paid/deposited and the deposit slips are attached. See attached Officer's Declaration.

YES  NO  All post petition individual taxes have been paid and the deposit slips are attached. See attached Officer's Declaration.

If you answered "No" to the above, list the types of taxes that are now due and owing.

TYPE OF TAX	AMOUNT
-------------	--------

_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____

2. YES  NO  Adequate insurance on all assets/property including fire, theft, liability, collision and casualty and workman's compensation (if applicable) is currently in full force and effect.

If no, enter: TYPE \_\_\_\_\_ not in force.

TYPE \_\_\_\_\_ not in force.

3. YES  NO  New books and records were opened and are being maintained daily.

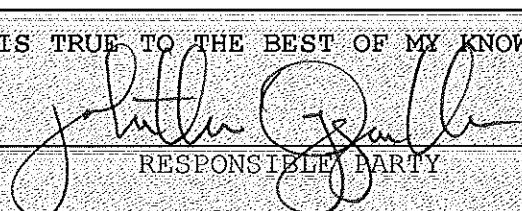
4. YES  NO  Copies of all banks statements and reconciliations are attached.  
See attached Officer's Declaration.

5. YES  NO  I have otherwise complied with all requirements of the Chapter 11 Operating Order.

6. YES  NO  All financial statements filed with the Bankruptcy Clerk's Office are prepared in accordance with generally accepted accounting principles.

I CERTIFY THAT THE ABOVE INFORMATION IS TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.

DATE 9/16/13

  
RESPONSIBLE PARTY

Phone No. 205-912-4701

Bankruptcy Administrator Form - Business BA-01

## United States Bankruptcy Court - Northern District of Alabama

CASE NAME: BELLE FOODS, LLC

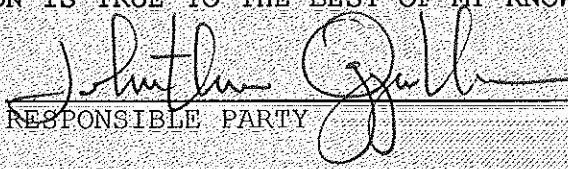
CASE NO.: 13-81963-JAC11

MONTH ENDING: 7/28-8/24/2013

Attach Business Forms BA-02(A-D)  
BUSINESS DEBTOR'S

CASH RECEIPTS & DISBURSEMENTS	INCOME STATEMENT	
	-Accrual	(Circle One) <input checked="" type="radio"/> Cash
CASH ON HAND (Beginning) is the same figure as cash on Hand (End) of last month.		
A. CASH ON HAND(Beginning) <u>5,920,750</u>	1. REVENUE FROM TOTAL SALES	\$ <u>23,328,845</u>
B. RECEIPTS:	2. LESS COST OF THOSE SALES (Cost of materials, Labor, etc.)	<u>15,744,175</u>
Accounts Receivable from Form BA-02(A)-Line II(c) <u>11,134</u>	3. EQUALS GROSS PROFIT (1 minus 2)	<u>7,584,670</u>
Cash Sales <u>23,328,845</u>	4. LESS OPERATING EXPENSES	<u>9,082,103</u>
Loan Proceeds <u>- 0 -</u> from _____	5. EQUALS NET PROFIT OPERATIONS (3 minus 4)	<u>&lt;1,497,433&gt;</u>
Sale of Property <u>1,669,734</u> (Not in ordinary course of business)	6. NON-OPERATING INCOME/EXPENSES (LIST SPECIFIC INCOME/EXPENSES)	
Other Sales Tax <u>1,709,218</u>	Restructuring Expense	<u>1,169,886</u>
Pass Thrus <u>3,493,754</u>		
C. TOTAL RECEIPTS <u>30,212,685</u> (Total of B)		
D. BUSINESS DISBURSEMENTS FROM FORM BA-02 (B) <u>33,668,296</u>	7. EQUALS NET PROFIT OR NET LOSS \$ <u>&lt;2,667,319&gt;</u> (5 plus or minus 6)	
E. SURPLUS OR DEFICIT <u>&lt;3,455,611&gt;</u> (C minus D)		
F. CASH ON HAND (End) <u>2,465,139</u> (A plus E)	* Please itemize Cost of Sales and Expenses on a separate sheet of paper.	

I CERTIFY THAT THE ABOVE INFORMATION IS TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.

DATE 9/16/13RESPONSIBLE PARTY 

Bankruptcy Administrator Form - Business BA-02

United States Bankruptcy Court - Northern District of Alabama

CASE NAME: BELLE FOODS, LLC      CASE NO.: 13-81963-JAC11      MONTH ENDING: 7/28-8/24/2013

**Attach to Business Form BA-02**

## **BUSINESS DEBTOR'S ACCOUNTS RECEIVABLE**

I. NO ACCOUNTS RECEIVABLE WERE COLLECTED THIS MONTH. (Check if true)

II. COLLECTION OF ACCOUNTS RECEIVABLE THIS MONTH.

A. Amount collected this month on accounts receivable charged and paid this month. \$ \_\_\_\_\_ - 0

B. Amount collected this month on accounts receivable charged in prior months and paid this month. \$ \_\_\_\_\_ 11,134

C. TOTAL collected this month on accounts receivable. \$ \_\_\_\_\_ 11,134

III. PENDING ACCOUNTS RECEIVABLE AS OF THE END OF THE MONTH:

I CERTIFY THAT THE ABOVE INFORMATION IS TRUE TO THE BEST OF MY KNOWLEDGE  
AND BELIEF.

DATE 9.16.13

## ~~BESPOONSTIBLE PARTY~~

Bankruptcy Administrator Form - Business BA-02(A)

## United States Bankruptcy Court - Northern District of Alabama

CASE NAME: BELLE FOODS, LLC CASE NO.: 13-81963-JAC11 MONTH ENDING: 7/28-8/24/2013

## BUSINESS DEBTOR'S ACTUAL DISBURSEMENTS

ACCOUNTING FEES.....	\$ _____
ADVERTISING.....	316,796
AUTOMOBILES/VEHICLES (repairs & maintenance).....	
COMMISSIONS/CONTRACT LABOR.....	
INSURANCE (TOTAL) .....	583,664
AUTO	\$ _____
LIABILITY	_____
LIFE	_____
MEDICAL	_____
CASUALTY	_____
FIRE & THEFT	_____
WORKMAN'S COMP.	_____
OTHER	_____
INTEREST PAID.....	
INVENTORY PURCHASED.....	16,253,279
LEGAL FEES.....	
POSTAGE.....	
RENT/LEASE PAYMENTS ON REAL ESTATE.....	2,091,079
REPAIRS & MAINTENANCE.....	382,827
SALARIES/WAGES PAID.....	2,731,599
SECURED LOAN PAYMENTS [TOTAL FROM BA-02 (C)] .....	
SUPPLIES (TOTAL) .....	130,770
OFFICE	\$ _____
OPERATING	_____
TRAVEL & ENTERTAINMENT.....	
TAXES [TOTAL OF ALL TAXES FROM BA-02 (D)] .....	2,322,252
UNSECURED LOAN PAYMENTS.....	
UTILITIES (TOTAL) .....	722,595
ELECTRICITY	\$ _____
GAS	_____
TELEPHONE	_____
WATER	_____
OTHER	_____
OTHER BUSINESS DISBURSEMENTS (Specify) .....	See attached. \$ 8,133,435
TOTAL BUSINESS DISBURSEMENTS.....	\$ 33,668,296

I CERTIFY THAT THE ABOVE INFORMATION IS TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.

DATE 9.16.13

RESPONSIBLE PARTY

Bankruptcy Administrator Form - Business BA-02 (B)

**United States Bankruptcy Court - Northern District of Alabama**

CASE NAME: BELLE FOODS, LLC                    CASE NO.: 13-81963-JAC11                    MONTH ENDING: 7/28-8/24/2013

## **BUSINESS DEBTOR'S PAYMENTS TO SECURED CREDITORS**

**ALL SECURED CREDITORS MUST BE LISTED BELOW**

1.  Secured loan payments as described below have been paid this month.  
(Check, if true.)
2.  No secured loan payments have been paid during this month.  
(Check, if true.)
3.  The DIP has no secured creditors. (Check, if true.)

I CERTIFY THAT THE ABOVE INFORMATION IS TRUE TO THE BEST OF MY KNOWLEDGE AND  
BELIEF.

DATE

9.16.13

## RESPONSIBLE PARTY

Bankruptcy Administrator Form - Business BA-02 (C)

## United States Bankruptcy Court - Northern District of Alabama

CASE NAME: BELLE FOODS, LLC

CASE NO.: 13-81963-JAC11

MONTH ENDING: 7/28-8/24/2013

Attach to Business Form BA-02  
**BUSINESS DEBTOR'S TAX PAYMENTS**

**A. WITHHELD TAXES FOR EACH PAYROLL PERIOD**

PAYROLL DATE	PAYROLL AMOUNT	FICA 941		STATE INCOME TAXES PAID	LOCAL INCOME TAXES PAID
		AMOUNT DUE	AMOUNT DEPOSITED		
August 1, 2013	897,860	147,497	147,497	25,883	823
August 8, 2013	889,676	146,394	146,394	25,824	816
August 15, 2013	843,334	139,481	139,481	24,580	749
August 22, 2013	764,279	127,278	127,278	23,553	671
TOTAL	3,395,149	560,650	560,650	99,840	3,059

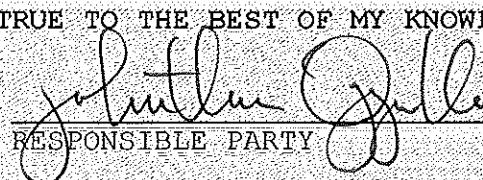
**B. UNEMPLOYMENT TAXES FOR EACH PAYROLL PERIOD**

PAYROLL DATE	TAXABLE PAYROLL	FUTA 940		STATE
		AMOUNT DUE	AMOUNT DEPOSITED	
August 1, 2013	220,268	1,322	1,322	6,158
August 8, 2013	212,797	1,277	1,277	6,102
August 15, 2013	196,943	1,182	1,182	5,752
August 22, 2013	167,618	1,006	1,006	4,839
TOTAL	797,626	4,787	4,787	22,851

**C. OTHER TAXES (SPECIFY TYPE: EXCISE, SALES, ETC.  
INCLUDE TAXES DUE AND PAID QUARTERLY)**

DUE			PAID		
DATE	TYPE	AMOUNT	DATE	TYPE	AMOUNT
August 31, 2013	Sales	1,620,016	September 20, 2013	Sales	1,620,016
August 31, 2013	Use	10,647	September 20, 2013	Use	10,647
August 31, 2013	Rental	402	September 20, 2013	Various	402
TOTAL		1,631,065			1,631,065

I CERTIFY THAT THE ABOVE INFORMATION IS TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.

DATE 9/16/13RESPONSIBLE PARTY 

Bankruptcy Administrator Form - Business BA-02 (D)

**United States Bankruptcy Court - Northern District of Alabama**

CASE NAME: BELLE FOODS, LLC      CASE NO.: 13-81963-JAC11      MONTH ENDING: 7/28-8/24/2013

**BUSINESS DEBTOR'S BANK ACCOUNTS**

Bank, Credit Union, Etc.	Account No. (Checking, Savings, CD, Etc.)	Statement Balance	Date	Indicate Pre or Post Petition Account
See attached.				

**GROSS PAYROLL**

(Wages, Salaries, Commissions, Bonuses, Etc.)

Officer #1 (Name)	\$
Officer #2 (Name)	\$
Other Officer (Name)	\$
Employees (Number) See attached.	\$
Employees (Relatives)	\$
Name	\$
Name	\$

**INVENTORY (IF APPLICABLE)**

Inventory - Beginning of Month (COST)	\$ 25,635,509
Inventory - Purchased this Month - CASH	\$ 16,253,279
Inventory - Purchased this Month - CREDIT	\$
Inventory - End of Month (COST)	\$ 20,124,093

**PAYMENTS MADE TO PRE-PETITION UNSECURED CREDITORS**

A. No payments on pre-petition debts have been made this month.  
 B. The following payments have been made this month to unsecured creditors whose debts were incurred prior to the filing of this case:

CREDITOR	AMOUNT & DATE	PURPOSE	PAYMENT COURT APPROVED?

I CERTIFY THAT THE ABOVE INFORMATION IS TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.

DATE 9.18.13

RESPONSIBLE PARTY

**United States Bankruptcy Court - Northern District of Alabama**

CASE NAME: BELLE FOODS, LLC

CASE NO.: 13-81963-JAC11

**MONTH ENDING: 7/28-8/24/2013**

## **BUSINESS DEBTOR'S POST-PETITION ACCOUNTS PAYABLE**

CHECK A or B

A. All operating expenses since the beginning of this case have been paid. Therefore there are no post-petition accounts payable.

\*\* OR \*\*

x B. Post-petition accounts payable are as follows:

I CERTIFY THAT THE ABOVE INFORMATION IS TRUE TO THE BEST OF MY KNOWLEDGE  
AND BELIEF.

DATE 9.16.13

~~BESPOONSTBLE PARTY~~

Bankruptcy Administrator Form - Business BA-03 (A)



In re:Belle Foods LLC

Chapter 11

Debtor

Case 13-81963

**BUSINESS DEBTOR'S AFFIRMATIONS**

September15, 2013

Subject: Monthly Operating Report for the period July 28, 2013 to August 24, 2013 – Declaration  
Regarding the Status of Bank Reconciliations

Johnathan A. Ogzewalla hereby declares under penalty of perjury:

1. I am the Vice President of Finance of Belle Foods LLC, the above captioned debtor and debtor in possession (collectively the "Debtor"). I am familiar with the Debtor's day-to-day operations, business affairs and books and records.
2. All statements in this Declaration are based on my personal knowledge, my review of the relevant documentation, my discussions with other employees of the Debtor, or my opinion based upon my experience and knowledge of the Debtor's operations and financial condition. If I were called upon to testify, I could and would testify to each of the facts set forth herein based on such personal knowledge, review of the documentation or opinion. I am authorized to submit this Declaration on behalf of the Debtor.
3. To the best of my knowledge, the Debtor has, on a timely basis, performed all bank account reconciliations in the ordinary course of its business in an accurate and timely manner.

Name: Johnathan A. Ogzewalla  
Vice President - Finance

Sworn to and Subscribed  
Before me on this 16<sup>th</sup>  
Day of September, 2013

Karen G. Sichler  
Notary Public

My Commission Expires: 10/24/15



In re: Belle Foods, LLC

Chapter 11

Debtor

Case 13-81963

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BUSINESS DEBTOR'S AFFIRMATIONS

Sepetember 15, 2013

Subject: Monthly Operating Report for the period July 28, 2013 to August 24, 2013 – Declaration  
Regarding the Status of Post-Petition Taxes

Johnathan A. Ogzewalla hereby declares under penalty of perjury:

4. I am the Vice President – Finance of Belle Foods LLC, the above captioned debtor and debtor in possession (collectively the "Debtor"). I am familiar with the Debtor's day-to-day operations, business affairs and books and records.
5. All statements in this Declaration are based on my personal knowledge, my review of the relevant documentation, my discussions with other employees of the Debtor, or my opinion based upon my experience and knowledge of the Debtor's operations and financial condition. If I were called upon to testify, I could and would testify to each of the facts set forth herein based on such personal knowledge, review of the documentation or opinion. I am authorized to submit this Declaration on behalf of the Debtor.
6. To the best of my knowledge, the Debtor has filed all necessary federal, state and local tax returns and made all post-petition tax payments in connections therewith on a timely basis or have promptly remediated any late filings or payments that may have occurred due to unintentional oversights.

Name: Johnathan A. Ogzewalla  
Vice President - Finance

Sworn to and Subscribed  
Before me on this 16<sup>th</sup>  
Day of September, 2013

Karen H. Sickler

Notary Public

My Commission Expires: 10/24/15

**BELLE FOODS LLC**  
**CASE: 13-81963-JAC11**  
**August, 2013 MOR Attachment**  
**Income Statement Detail (Cash)**

**COST OF SALES:**

Purchases	16,253,279
Vendor Rebates	<u>(509,104)</u>
	<u><u>15,744,175</u></u>

**OPERATING EXPENSES:**

Labor, including P/R Tax Expense	3,911,259
Union Dues/Pension	400,456
Utilities	722,595
Rents/Lease Expense	2,091,079
Repairs/Maintenance	382,827
Insurance	583,664
Supplies	130,770
Other Store Operating Expense	17,704
Travel and Entertainment	
Marketing	316,796
Bank/Credit Card Fees	194,866
Contract Services (I/T)	169,384
Other	<u>160,703</u>
	<u><u>9,082,103</u></u>

**NON OPERATING INCOME/(EXPENSES)**

Restructuring Costs	
Professional Fees	<u>1,169,886</u>

**BELLE FOODS LLC**  
CASE: 13-81963-JAC11  
August, 2013 MOR Attachment  
Business Debtor's Actual Disbursements

Other	
Payroll Tax Expense	283,106
Union Pension	400,456
Vendor Rebates	(509,104)
Contract Services - I/T	169,384
Bank/Credit Card Fees	194,866
Miscellaneous	461,937
Pass- Thrus (Western Union)	4,146,615
Adequate Protection Payments	150,000
Secured Lender Payments	1,464,299
Cost of Sales (Not in Ordinary Course)	202,000
Restructuring Expenses	<u>1,169,886</u>
	<u>8,133,445</u>

**BELLE FOODS LLC**

CASE: 13-81963-JAC11

August, 2013 MOR Attachment

Business Debtor's Bank Accounts

<b>Bank</b>	<b>Account No.</b>	<b>Account Type</b>	<b>Account Name</b>	<b>Statement Balance</b>	<b>Date</b>	<b>Indicate Pre or Post Petition Account</b>
Cadence	5001120426	Checking	Master Collection	-	8/24/2013	Post Petition
Cadence	5001120434	Checking	Master Disbursement	253,072	8/24/2013	Post Petition
Cadence	5001120442	Checking	AP Disbursement	318,457	8/24/2013	Post Petition
Cadence	5001120459	Checking	Payroll	287,929	8/24/2013	Post Petition
Cadence	5001120467	Checking	AR	24,927	8/24/2013	Post Petition
Cadence	5001120475	Checking	AMEX	-	8/24/2013	Post Petition
Cadence	5001120483	Checking	Debit Card	-	8/24/2013	Post Petition
Cadence	5001120491	Checking	Visa/MC/Discover	-	8/24/2013	Post Petition
Cadence	5001120509	Checking	ECC Deposit	-	8/24/2013	Post Petition
Cadence	5001120517	Checking	Lottery	9,811	8/24/2013	Post Petition
Cadence	5001120525	Checking	Store Deposit	73,964	8/24/2013	Post Petition
Cadence	5001120533	Checking	Western Union	-	8/24/2013	Post Petition
Cadence	5001120541	Checking	Coinstar, Global, Blackhawk	-	8/24/2013	Post Petition
Cadence	5001120558	Checking	Sales Tax	1,277,643	8/24/2013	Post Petition
Cadence	5001120582	Checking	Western Union In/Out	99,439	8/24/2013	Post Petition
Regions	122812644	Checking	Main Account	119,897	8/24/2013	Pre/Post Petition
SunTrust	1000143045010	Checking	Visa/MC/Discover	Closed	8/24/2013	Pre/Post Petition
SunTrust	1000143045002	Checking	AMEX	Closed	8/24/2013	Pre/Post Petition
SunTrust	1000143044997	Checking	Debit Card	Closed	8/24/2013	Pre/Post Petition
SunTrust	1000143044922	Checking	Store Deposit	Closed	8/24/2013	Pre/Post Petition
SunTrust	1000143044971	Checking	ECC Deposit	Closed	8/24/2013	Pre/Post Petition
SunTrust	1000143044963	Checking	Western Union	Closed	8/24/2013	Pre/Post Petition
SunTrust	1000143045028	Checking	Coinstar, Global, Blackhawk	Closed	8/24/2013	Pre/Post Petition
SunTrust	1000143044955	Checking	Lottery	Closed	8/24/2013	Pre/Post Petition
SunTrust	1000143044930	Checking	AR Lock Box	Closed	8/24/2013	Pre/Post Petition
SunTrust	1000143045044	Checking	Master Disbursement	Closed	8/24/2013	Pre/Post Petition
SunTrust	1000143044914	Checking	Master Collection	Closed	8/24/2013	Pre/Post Petition
SunTrust	8800627609	Checking	Payroll	Closed	8/24/2013	Pre/Post Petition
SunTrust	8800627591	Checking	AP Disbursement	Closed	8/24/2013	Pre/Post Petition

**BELLE FOODS LLC**  
CASE: 13-81963-JAC11  
August, 2013 MOR Attachment  
Gross Payroll

Name	Number	Amount
Officers:		
Jeffrey Ashland		\$ 11,154
Scott Bayne		14,904
James Harris		6,731
Johnathan Ogzewalla		12,308
Jacob Skousen		12,019
Jeffrey White		19,231
William White		38,462
Employees	2,350	3,262,624
Relatives		
Myles Eastman		1,754
Evan Gibson		3,077
Jonathan Harris		3,461
Bradford Jorgensen		3,270
Michael Jury		6,154